

TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A SUBMISSION UNDER 35 U.S.C. 371		ATTORNEY DOCKET NUMBER	
		SSM-544US	
		U.S. APPLICATION NO. (If known, see 37 CFR 1.5)	
		10/549,508	
INTERNATIONAL APPLICATION NO. PCT/EP2004/002753	INTERNATIONAL FILING DATE 17 March 2004 (17.03.2004)	PRIORITY DATE CLAIMED 17 March 2003 (17.03.2003)	
TITLE OF INVENTION A CARTILAGE CELL CULTURE MEDIUM AND THE USE THEREOF			
APPLICANT(S) FOR DO/EO/US ALDRIAN, Christine			
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:			
<ol style="list-style-type: none"> 1. <input type="checkbox"/> This is a FIRST submission of items concerning a submission under 35 U.S.C. 371. 2. <input checked="" type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a submission under 35 U.S.C. 371. 3. <input type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)). The submission must include items (5), (6), (9) and (21) indicated below. 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)) <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)) <ol style="list-style-type: none"> a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 			
Items 11 to 20 below concern document(s) or information included: <ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A preliminary amendment. 14. <input type="checkbox"/> An Application Data Sheet under 37 CFR 1.76. 15. <input type="checkbox"/> A substitute specification. 16. <input type="checkbox"/> A power of attorney and/or change of address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 37 CFR 1.821- 1.825. 18. <input type="checkbox"/> A second copy of the published International Application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 			

This collection of information is required by 37 CFR 1.414 and 1.491-1.492. The information is required to obtain or retain a benefit by the public, which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 15 minutes to complete, including gathering information, preparing, and submitting the completed form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) <div style="text-align: center; font-weight: bold;">10/549,508</div>	INTERNATIONAL APPLICATION NO. <div style="text-align: center; font-weight: bold;">PCT/EP2004/002753</div>	ATTORNEY DOCKET NUMBER <div style="text-align: center; font-weight: bold;">SSM-544US</div>													
20. Other items or information: 1) PTO-2038 2) Copy of the Notification of Missing Requirements 3) Return Receipt Postcard															
The following fees have been submitted 21. <input type="checkbox"/> Basic national fee (37 CFR 1.492(a)) \$300		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left; padding: 2px;">CALCULATIONS</th> <th style="text-align: left; padding: 2px;">PTO USE ONLY</th> </tr> <tr> <td style="padding: 2px;">\$</td> <td style="padding: 2px;"></td> </tr> </table>	CALCULATIONS	PTO USE ONLY	\$										
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22. <input type="checkbox"/> Examination Fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)..... \$0 All other situations..... \$200		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">\$</td> <td style="padding: 2px;"></td> </tr> </table>	\$												
\$															
23. <input type="checkbox"/> Search Fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Search Authority \$100 International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated by the US by the IB..... \$400 All other situations..... \$500		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">\$</td> <td style="padding: 2px;"></td> </tr> </table>	\$												
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TOTAL OF 21, 22 and 23 =		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">\$</td> <td style="padding: 2px;"></td> </tr> </table>	\$												
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<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing filed in an electronic medium). The fee is \$250 for each additional 50 sheets of paper or fraction thereof.		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;"></td> <td style="padding: 2px;"></td> </tr> </table>													
<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 15%; padding: 2px;">Total Sheets</th> <th style="width: 15%; padding: 2px;">Extra Sheets</th> <th style="width: 35%; padding: 2px;">Number of each additional 50 or fraction thereof (round up to a whole number)</th> <th style="width: 35%; padding: 2px;">RATE</th> </tr> <tr> <td style="padding: 2px; text-align: center;">- 100 =</td> <td style="padding: 2px; text-align: center;">/50 =</td> <td style="padding: 2px;"></td> <td style="padding: 2px; text-align: center;">x \$250</td> </tr> </table>	Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE	- 100 =	/50 =		x \$250	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">\$</td> <td style="padding: 2px;"></td> </tr> </table>	\$					
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Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h))		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">\$ 130</td> <td style="padding: 2px;"></td> </tr> </table>	\$ 130												
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<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="width: 20%; padding: 2px;">CLAIMS</th> <th style="width: 20%; padding: 2px;">NUMBER FILED</th> <th style="width: 20%; padding: 2px;">NUMBER EXTRA</th> <th style="width: 40%; padding: 2px;">RATE</th> </tr> <tr> <td style="padding: 2px;">Total Claims</td> <td style="padding: 2px; text-align: center;">- 20 =</td> <td style="padding: 2px;"></td> <td style="padding: 2px; text-align: center;">x \$50</td> </tr> <tr> <td style="padding: 2px;">Independent Claims</td> <td style="padding: 2px; text-align: center;">- 3 =</td> <td style="padding: 2px;"></td> <td style="padding: 2px; text-align: center;">x \$200</td> </tr> </table>	CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	Total Claims	- 20 =		x \$50	Independent Claims	- 3 =		x \$200	<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">\$</td> <td style="padding: 2px;"></td> </tr> </table>	\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE												
Total Claims	- 20 =		x \$50												
Independent Claims	- 3 =		x \$200												
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<input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2.		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">\$</td> <td style="padding: 2px;"></td> </tr> </table>	\$												
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\$ 130															
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">\$</td> <td style="padding: 2px;"></td> </tr> </table>	\$												
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Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">\$ 40</td> <td style="padding: 2px;"></td> </tr> </table>	\$ 40												
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TOTAL FEES ENCLOSED =		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <td style="padding: 2px;">\$ 170</td> <td style="padding: 2px;"></td> </tr> </table>	\$ 170												
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Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

- a. ☐ A check in the amount of \$ ___ to cover the above fees is enclosed.
- b. ☐ Please charge my Deposit Account No. ___ in the amount of \$ ___ to cover the above fees.
A duplicate copy of this sheet is enclosed.
- c. ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 18-0350. A duplicate copy of this sheet is enclosed.
- d. ☒ Fees are to be charged to a credit card. **WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

NOTE: Where an appropriate time limit under 37 CFR 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the International Application to pending status.

SEND ALL CORRESPONDENCE TO:

☒ Customer Number 23122
OR

☐ RatnerPrestia, P.O. Box 980, Valley Forge, PA 19482

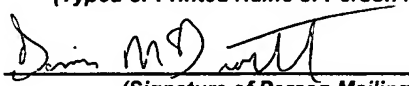
☐ RatnerPrestia, P.O. Box 1596, Wilmington, DE 19899

Date: June 26, 2006


SIGNATURE

Christopher R. Lewis
NAME

36,201
REGISTRATION NUMBER

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10) Applicant(s): Christine Aldrian ,			Docket No. SSM-544US	
Serial No. 10/549,508	Filing Date Herewith	Examiner		Group Art Unit
Invention: A CARTILAGE CELL CULTURE MEDIUM AND THE USE THEREOF				
<p>I hereby certify that the following correspondence:</p> <div style="border: 1px solid black; padding: 10px; min-height: 100px;"> Response to Notification of Missing Requirements (with Form PTO-1390 and all of the documents indicated therein as being enclosed) </div> <p style="text-align: center; margin-top: 10px;"><i>(Identify type of correspondence)</i></p> <p>Is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Mail Stop PCT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 26, 2006</p> <div style="text-align: right; margin-top: 20px;"> <u>Dennis McDermott</u> <i>(Typed or Printed Name of Person Mailing Correspondence)</i>  <i>(Signature of Person Mailing Correspondence)</i> </div> <div style="text-align: right; margin-top: 20px;"> <u>EV 843285695 US</u> <i>("Express Mail" Mailing Label Number)</i> </div>				
Note: Each paper must have its own certificate of mailing.				



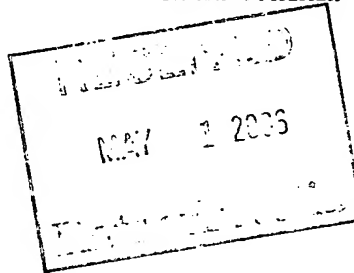
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www.uspto.gov

SSM-544US

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/549,508	Christine Aldrian	SSM-544US

Ratner Prestia
P O Box 980
Valley Forge, PA 19482



INTERNATIONAL APPLICATION NO.	
PCT/EP04/02753	
I.A. FILING DATE	PRIORITY DATE
03/17/2004	03/17/2003

CONFIRMATION NO. 1345

371 FORMALITIES LETTER



0000000018618322

Response (2m.)

Date Mailed: 04/26/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/16/2005
- Copy of the International Search Report filed on 09/16/2005
- Preliminary Amendments filed on 09/16/2005
- Oath or Declaration filed on 09/16/2005
- Request for Immediate Examination filed on 09/16/2005
- U.S. Basic National Fees filed on 09/16/2005
- Priority Documents filed on 09/16/2005
- Non-English Language Application filed on 09/16/2005
- Specification filed on 09/16/2005
- Claims filed on 09/16/2005
- Abstracts filed on 09/16/2005
- Drawings filed on 09/16/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the

mgm
5-1-06

missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

PAULETTE R KIDWELL

Telephone: (703) 308-9140 EXT 216

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/549,508	PCT/EP04/02753	SSM-544US